

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY, CALIFORNIA
AND RECORD OF ACTION**

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September 9, 2003

FROM: KEN A. MILLER, Director
Department of Public Works - **Transportation**

**SUBJECT: LABOR AND MATERIAL SECURITIES, MAINTENANCE SECURITIES
TRACT 16188, BLOOMINGTON AREA**

RECOMMENDATION:

- 1) Release the labor and material securities for "water" and "road and drainage" in the amounts of \$35,000 (Surety) and \$194,000 (Surety), respectively, and
- 2) Release the maintenance securities for "water" and "road and drainage" in the amounts of \$17,750 (Surety) and \$97,000 (Surety), respectively, for Tract 16188 located in the Bloomington area.

BACKGROUND INFORMATION: Agreements and securities were accepted by Board action on January 15, 2002, to guarantee the construction of the required water, road and drainage facilities for Tract 16188 located west of Locust Avenue and south of Marygold Avenue in the Bloomington area. On July 16, 2002, the Board of Supervisors accepted Marygold Avenue, Grace Street, Iris Drive, and Frankfort Avenue, which are located within the boundary of Tract 16188, into the County Maintained Road System and reduced the road and drainage performance security to a maintenance security. Also, on March 26, 2002 the Board reduced the water performance security to a maintenance security. The Department of Public Works review of the records of the Clerk of the Board indicates no notice of liens have been filed against this Tract. The developer was required to guarantee the work for a period of one year following completion and acceptance thereof against any defective work or labor performed or defective material furnished. The road and drainage improvements were inspected by the Department and deficiencies were found. The developer was notified of the needed repairs. Upon completion of the repairs, the Department re-inspected the road and drainage improvements and the repaired improvements were found acceptable. Marygold Mutual Water has approved the release of the water securities. The agreement principal is Sharp Image 2 LLC, 400 N. Mountain Avenue, Suite 209, Upland, CA 91786. Board approval is required to release labor and material securities and maintenance securities in accordance with County Code Sections 83.041125(a)(4)(B) & (C).

REVIEW BY OTHERS: This item was reviewed by Deputy County Counsel Charles S. Scolastico on August 13, 2003 and by the County Administrative Office (Tom Forster, Administrative Analyst) on August 28, 2003.

FINANCIAL IMPACT: Release of these securities has no financial impact on the County.

SUPERVISORIAL DISTRICT(S): 5th

PRESENTER: Ken A. Miller, 387-7906

Record of Action of the Board of Supervisors

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